

220.035 Powers of fiscal court to be stated in ordinance -- Powers of county judges/executive in districts governed by KRS 220.135.

- (1) A fiscal court may:
 - (a) Review and approve, amend, or disapprove proposed district land acquisitions;
 - (b) Review and approve, amend, or disapprove proposed district construction of capital improvements;
 - (c) Review and approve, amend, or disapprove proposed service charges or user fees; and
 - (d) Review and approve, amend, or disapprove the district's proposed budget.
- (2) In order to exercise any or all the powers enumerated in subsection (1) of this section, the fiscal court shall adopt a county ordinance explicitly stating which of the powers the fiscal court intends to exercise and setting forth the procedures by which the sanitation district shall submit plans and documentation for review and approval, amendment, or disapproval. The exercise of such powers shall become effective thirty (30) days following the effective date of the ordinance. In the case of districts lying in two (2) or more counties, no fiscal court shall exercise the powers enumerated in subsection (1) of this section until each fiscal court has adopted conforming ordinances stating the powers to be exercised.
- (3) In the case of districts lying in two (2) or more counties, the votes of the respective fiscal courts shall be weighted in the same manner as appointments to the district board are apportioned pursuant to KRS 220.140.
- (4) In the case of districts governed by the provisions of KRS 220.135, the county judges/executive shall exercise the powers listed in subsection (1) of this section. They shall meet jointly at least once each fiscal year to exercise these powers. Their votes shall be equally weighted. In the case of review and approval of proposed service charges or user fees, a majority of the votes of the county judges/executive shall be required to override the recommendation of the district board of directors.

Effective: July 15, 1998

History: Amended 1998 Ky. Acts ch. 234, sec. 4, effective July 15, 1998. -- Amended 1994 Ky. Acts ch. 490, sec. 2, effective July 15, 1994. -- Created 1984 Ky. Acts ch. 203, sec. 1, effective July 13, 1984.